

HOUSE BILL No. 1168

DIGEST OF INTRODUCED BILL

Citations Affected: None (noncode).

Synopsis: Unemployment insurance benefits. Provides that an individual who was unemployed during a certain period is entitled to file or refile a claim for unemployment insurance benefits before July 1, 2010, and is entitled to receive benefits for the period during which the individual was unemployed if, after February 28, 2007: (1) the person filed a claim that was denied; or (2) the person failed to file a claim because the individual believed or was told by an employee of the department of workforce development that the claim would be denied; solely because of certain compensation that the individual received under a valid negotiated contract or agreement in connection with a layoff or plant closure and that was or would be considered deductible income.

Effective: Upon passage.

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January 12, 2009, read first time and referred to Committee on Labor and Employment.

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First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

HOUSE BILL No. 1168

A BILL FOR AN ACT concerning labor and safety.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) **This SECTION**
2 **applies to an individual:**

3 **(1) who, after February 28, 2007:**

4 **(A) filed a claim for unemployment insurance benefits**
5 **under IC 22-4-17; or**

6 **(B) failed to file a claim for unemployment insurance**
7 **benefits under IC 22-4-17 because the individual:**

8 **(i) was told by an employee of the department of**
9 **workforce development; or**

10 **(ii) believed;**

11 **that the claim would be denied;**

12 **(2) whose claim was denied, or who as described in**
13 **subdivision (1) was told or believed that the claim would be**
14 **denied, solely because the individual received compensation**
15 **that:**

16 **(A) was made under a valid negotiated contract or**
17 **agreement in connection with a layoff or plant closure;**

18 **(B) was in part attributable to a week that:**

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- 1 (i) occurred after the compensation was received; and
2 (ii) was used under the terms of the contract or
3 agreement to compute the payment; and
4 (C) was or would be considered deductible income (as
5 defined in IC 22-4-5-1); and
6 (3) who was unemployed for any part of the period:
7 (A) beginning on:
8 (i) the date that the individual's claim was denied; or
9 (ii) the earliest date that the individual would have been
10 eligible to receive a benefit if the individual had filed a
11 claim and been determined to be an insured worker; and
12 (B) ending June 30, 2009.
13 (b) An individual described in subsection (a):
14 (1) is entitled, before July 1, 2010:
15 (A) to refile the claim for unemployment insurance benefits
16 that the individual filed after February 28, 2007; or
17 (B) to file the claim for unemployment insurance benefits
18 that the individual would have filed after February 28,
19 2007; and
20 (2) is entitled to receive unemployment insurance benefits for
21 the part of the period described in subsection (a)(3) during
22 which the individual was unemployed.
23 (c) This SECTION expires July 2, 2010.
24 SECTION 2. An emergency is declared for this act.

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